

Serial No. 09/904,741

PATENT  
Docket No. 58351-010200**REMARKS**

In this response, new claims 51-56 have been added. Thus, claims 1-56 are pending. The Office Action issued by the Examiner has been carefully considered by Applicant.

Claims 6 and 18 have been amended solely to correct typographical errors. No narrowing of any claim is intended. Claim 37 has been amended solely to correct a stray typographical error appearing in the published application. This error was not present in the originally-filed claim and is not intended to be a narrowing amendment.

**Applicant has been required under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits.** Applicant elects the species of Figure 3 for this purpose.

Regarding the at least seven species identified by the Examiner, it is noted that Figures 2-8 each present a process for calculating. As Applicant's application includes both method and system claims, Applicant understands the Examiner's identification of species to implicitly include a disclosed system that implements the method of each such figure.

Specifically, Figure 3 illustrates a process for calculating a physical rating of a real estate property. Applicant understands the Examiner's identification of species for Figure 3 to correspond to the illustrated process and a system used to provide this rating.

The claims readable on the process and system for the species identified as Figure 3 include the following: 1-4, 6-17, 41-45, 51, 52, 54, and 55.

Note that new claim 51 is a method claim reading on the use of either physical factors or location factors. Similarly, new claim 54 is a system claim reading on a system that uses either physical factors or location factors.

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Applicant notes that the Examiner has stated that no claim is generic. Applicant respectfully disagrees at least for the reason that original claim 1 recites a system for providing a comparison of at least two properties comprising a real estate database storing data comprising at least one of physical characteristics data, geographic location data, and monetary value data.

In view of the above, Applicant respectfully requests further examination of this application and the allowance of all pending claims. Accordingly, reconsideration of the application and allowance thereof is courteously solicited.

Respectfully submitted,



Bruce T. Neel  
Reg. No. 37,406

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Customer Number 33717  
GREENBERG TRAURIG, LLP  
2450 Colorado Avenue, Suite 400E  
Santa Monica, CA 90404  
Phone: (602) 445-8339  
Fax: (602) 445-8100  
E-mail: neelb@gtlaw.com